# DT05 Rec'd PCT/PTO 0 9 DEC 2004

P/4309-81

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Michel Gielis

Date: December 9, 2004

U.S. National Phase of PCT/EP2003/07130

International Filing Date: 12 June 2003

Serial No.: Unassigned

Filing Date: Herewith

CONTROL AND/OR MONITORING DEVICE USING AN ELECTRONIC LABEL, A

READER AND A STATE ENCODER

Mail Stop PCT Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

# PRELIMINARY AMENDMENT

Sir:

Prior to the issuance of a first Office Action and simultaneously with the filing of the present U.S. national phase application, please amend said application as follows:

#### FEE CALCULATION

Any additional fee required has been calculated as follows:

\_\_\_\_ If checked, "Small Entity" status is claimed.

	NO. CLAIMS AFTER		HIGHESTNO. PREVIOUSLY					ADDIT.
	AMENDMEN'	PAID FOR	EX	EXTRA PRESENT		RATE	FEE	
TOTAL		MINUS	20	*=	0	X	(\$25 SE or \$50)	\$ -0-
INDEP.	1	MINUS	3	**=	0	X	(\$100 SE or \$200)	\$ -0-
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM X (\$180 SE or \$360)								\$ -0-

<sup>\*</sup> not less than 20 \*\* not less than 3

TOTAL \$ -0-

In the event the actual fee is greater than the payment submitted or is inadvertently not enclosed or if any additional fee during the prosecution of this application is not paid, the Patent Office is authorized to charge the underpayment to Deposit Account No. 15-0700.

### **CONTINGENT EXTENSION REQUEST**

If this communication is filed after the shortened statutory time period had elapsed and no separate Petition is enclosed, the Commissioner of Patents and Trademarks is petitioned, under 37 C.F.R. § 1.136(a), to extend the time for filing a response to the outstanding Office Action by the number of months which will avoid abandonment under 37 C.F.R. § 1.135. The fee under 37 C.F.R. § 1.17 should be charged to our Deposit Account No. 15-0700.

## **SUMMARY OF AMENDMENTS**

- 1. \_\_\_ If checked, an abstract (an amended abstract) is submitted herewith.
- 2. \_\_\_ If checked, amendment(s) to the drawings are submitted herewith.
- 3. If checked, amendments to the specification are submitted herewith.

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